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Dkt. 2271/45006-A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Takuro SEKIYA

Serial No. : 08/547,904

Group Art Unit:

Date Filed : October 25, 1995

Examiner:

For : INKJET RECORDING HEAD ADAPTED FOR  
IMPROVED PRECISION OF MOUNTING

1185 Avenue of the Americas  
New York, N.Y. 10036

Assistant Commissioner for Patents  
Washington, D.C. 20231

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AND PATENTS

**PETITION TO WITHDRAW NOTICE OF  
IMPROPER FWC FILING UNDER 37 CFR §1.62  
NO FILING DATE GRANTED AND REQUEST FOR REFUND**

Sir:

Applicant respectfully petitions that the Notice of Improper FWC Filing be withdrawn because the prior application (S.N. 08/162,650) was in fact pending as of the filing date of the present application.

In support of this request, Applicant submits the following documents:

1. a copy of a Request for Reconsideration of Notice of Abandonment filed in parent application Serial No. 08/162,650 with a certificate of mailing dated January 29, 1996;
2. a copy of a petition for an extension of time filed in parent application Serial No. 08/162,650 with a certificate of mailing dated August 24, 1995;

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

*Gerard M. Wissing*  
Gerard M. Wissing  
Reg. No. 36,309

*January 30, 1996*  
Date

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3. a copy of a petition for an extension of time filed in parent application Serial No. 08/162,650 with a certificate of mailing dated October 25, 1995;
4. a copy of a return postcard stamped by the Patent Office mail room bearing the date of October 30, 1995; and
5. a copy of a cancelled check for \$790.00 dated October 25, 1995 and indicating in the Remittance Advice portion that the check is for 2271/45006, the attorney docket number for the parent application (S.N. 08/162,650).

In view of the above documentation, it is submitted that the parent application was pending as of the filing date of the subject application. Accordingly, withdrawal of the Notice of Improper FWC Filing is respectfully requested.

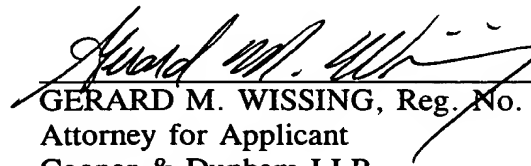
Enclosed is a check for the \$130.00 petition fee set forth in 37 C.F.R. §1.17(h). The Commissioner is authorized to charge any additional fees to our Deposit Account No. 03-3125.

**REQUEST FOR REFUND**

Since no defect exists in the pendency of the parent application at least as of the filing date of the subject application, Applicant respectfully requests a refund of the \$130.00 petition fee and any additional fees charged to our Deposit Account No. 03-3125.

The Commissioner is authorized to deposit the refund in our Deposit Account No. 03-3125.

Respectfully submitted,

  
GERARD M. WISSING, Reg. No. 36,309  
Attorney for Applicant  
Cooper & Dunham LLP  
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